

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

- F027583 People v. Bailey**
The judgment is affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F029678 Gerardo S. v. Superior Court, Stanislaus; Department of Social Services**
The petition for writ of extraordinary is denied.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F027460 People v. Allen**
The judgment is affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F027017 Lenor C. v. Superior Court, Tulare Co.; Tulare Co. Department of Social Services**
Pursuant to request of real party in interest, Tulare County Department of Social Services, the above-entitled action is dismissed.
- F027530 People v. Nelson**
The judgment is affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

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F029706 Marshall v. Superior Court, Tulare Count; People

Let a peremptory writ of mandate issue directing respondent court to vacate its order of November 21, 1997, denying petitioner's motion to compel discovery, and conduct an in-camera examination of the requested information in accordance with Evidence Code sections 915 and 1045.

To the extent petitioner requests additional relief, the request is denied.

The order filed on December 11, 1997, staying the trial shall remain in effect only until this opinion is final in all courts of this state, the Supreme Court grants a hearing herein or the trial court complies with the above stated directive, whichever shall occur first. Thereafter, said stay is dissolved.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F025656 Marks v. Adams, Dr. Chock
F028675 Marks, v. Superior Court, Fresno County; Dr. Chock

The court's September 30, 1996, order denying Dr. Chock's motion "to vacate and set aside the default judgment entered against Nancy Adams on September 27, 1995 " is reversed. The court shall enter a new and different order granting the motion. Costs on appeal are awarded to appellant Dr. Chock.

The order to show cause in matter F028675 is discharged. Michael Marks's petition for writ of mandate is denied. Costs on the original proceeding (F028675) are awarded to real party in interest Dr. Chock. Ardaiz, P.J.

We concur: Dibiaso, J.; Buckley, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F027576 People v. James

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

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F028471 **People v. Kimbrough**
F029606 **In re Clark Allen Kimbrough on Habeas Corpus**
 The above entitled actions are consolidated.

F028177 **People v. Rupert**
 Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F026532 **In re the Marriage of McDougall**
 Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F025931 **Ochoa v. Pacific Gas and Electric Company**
 Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F024971 **People v. Alvarado**
 Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F027484 **People v. Watkins**
 Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F027419 **People v. Smith**
 Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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F027849 People v. Valenzuela

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F025758 People v. Myers, Jr.

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F026128 People v. DeCuir

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F026793 People v. Onstott

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F026844 People v. King

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F027434 People v. Price

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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F027714 People v. Post

The matter is remanded for a new sentencing hearing. In all other respects the judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F028314 People v. Hernandez

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F024618 People v. Ayala

The judgment is affirmed with modifications. Dibiaso, Acting P.J.

We concur: Buckley, J.; Wiseman, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F024028 Magana, et al. v. Tri-Valley Growers, et al.

The judgment is affirmed. Dibiaso, Acting P.J.

We concur: Harris, J.; Buckley, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F028498 In re Scott L., a Minor

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F026852 People v. Contreras

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

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F028132 In re Teddie S., a Minor

The order is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F028092 In re Alphonse C., a Minor

The orders are affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F026840 People v. Juarez

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F027122 People v. Bences

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F027531 People v. Villalobos

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F026246 People v. Trueworthy

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.